

OCT 08 2014

U.S. DISTRICT COURT
WESTERN DISTRICT OF NC

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

CRIMINAL NO.: 3:14cr73-FDW-DCK

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
(4) ALICIA ODESSA RHODES,)
)
Defendant.)

CONSENT ORDER AND
JUDGMENT OF FORFEITURE
PENDING RULE 32.2(c)(2)

BASED UPON the Defendant's plea of guilty and finding that there is a nexus between the property listed below and the offense(s) to which the Defendant has pled guilty and that the Defendant (or any combination of Defendants in this case) has or had a possessory interest or other legal interest in the property, IT IS HEREBY ORDERED THAT:

1. The following property is forfeited to the United States pursuant to 18 U.S.C. § 982 and/or 28 U.S.C. § 2461(c), and/or 21 U.S.C. § 853(p), as made applicable by 18 U.S.C. § 982(b); provided, however, that forfeiture of specific assets is subject to any and all third party petitions under 21 U.S.C. § 853(n), pending final adjudication herein:

75,000 \$ W/H B/P
A forfeiture money judgment in the amount of \$98,000, consisting of proceeds of specified unlawful activity, which is also property involved in the money laundering offense of conviction; provided, the Defendant shall receive credit against the money judgment for the net forfeiture amount realized from the sale of the following real properties, if and to the extent that they are finally forfeited herein; and,

Real Property located at 6101 Amberly Lane, Charlotte, NC 28213, more particularly described in deed book 26892, page 584 in the Mecklenburg County Public Registry, as substitute property; and,

Real Property located at 6113 Spring Garden Lane, Charlotte, NC 28213, more particularly described in deed book 26949, page 930 in the Mecklenburg County Public Registry, as substitute property.

2. The United States Marshals Service, the investigative agency, and/or the agency contractor is authorized to take possession and maintain custody of the above specific asset(s).

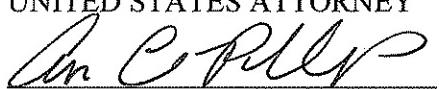
3. If and to the extent required by Fed. R. Crim. P. 32.2(b)(6), 21 U.S.C. § 853(n), and/or other applicable law, the United States shall publish notice and provide direct written notice of forfeiture.

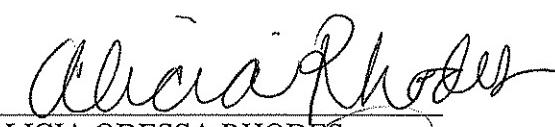
4. Any person, other than the Defendant, asserting any legal interest in the property may, within thirty days of the publication of notice or the receipt of notice, whichever is earlier, petition the court for a hearing to adjudicate the validity of the alleged interest.

5. As to any specific assets, following the Court's disposition of all timely petitions, a final order of forfeiture shall be entered. If no third party files a timely petition, this order shall become the final order of forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2), and the United States shall have clear title to the property, and shall dispose of the property according to law.

The parties stipulate and agree that the aforementioned asset(s) constitute property derived from or traceable to proceeds of Defendant's crime(s) herein or property used in any manner to facilitate the commission of such offense(s) and are therefore subject to forfeiture pursuant to 18 U.S.C. § 982 and/or 28 U.S.C. § 2461(c). The Defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against Defendant. If the Defendant has previously submitted a claim in response to an administrative forfeiture proceeding regarding any of this property, Defendant hereby withdraws that claim. If Defendant has not previously submitted such a claim, Defendant hereby waives all right to do so. As to any firearms listed above and/or in the charging instrument, Defendant consents to destruction by federal, state, or local law enforcement authorities upon such legal process as they, in their sole discretion deem to legally sufficient, and waives any and all right to further notice of such process or such destruction.

ANNE M. TOMPKINS
UNITED STATES ATTORNEY


ANN CLAIRE PHILLIPS
Special Assistant United States Attorney


ALICIA ODESSA RHODES
Defendant


WILLIAM HARDING, ESQ.
Attorney for Defendant

Signed this the 8th day of October, 2014.


UNITED STATES _____ JUDGE